

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Tribal Welfare Department – Establishment – Revision Petition of Smt. PNB Laxmi, formerly Assistant Tribal Welfare Officer, Mancherial, Adilabad District presently working as ATWO, Mulugu, Warangal District against the modified punishment stoppage of two annual grade increments with cumulative effect in Rc.No.D1/1836/2006, dt.18-1-2007 – Revision allowed - Punishment imposed by the Project Officer, ITDA., Utnoor and the orders of DTW., Hyd., - Set-aside - Orders – Issued.

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SOCIAL WELFARE (TW.SER.I.2) DEPARTMENT

G.O.Rt.No. 401

Dated 2-6-2009.

Read the following:-

1. Proceedings of the Project Officer, ITDA., Utnoor in Rc.No.D1/1836/2006, dt.18-1-2007.
2. Proceedings of Director of Tribal Welfare, Hyderabad in Rc.No.K1/157/08, dt.26-4-2008.
3. From Smt. PNB Laxmi, ATWO., Mulugu, Warangal, Revision Petition dt.17-9-2008 & 19-2-2009.
4. From the Director of Tribal Welfare, Hyderabad, Lr.Rc.No.K1/7405/08, dt.28-3-2009.

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ORDER:

In the reference 3rd read above, Smt PNB Laxmi, ATWO., Mulugu, Warangal District has filed a revision petition before the Government. In the Revision Petition dt.19-2-2009 she has stated that she was working as ATWO., Mulugu, Eturnagaram, Warangal; that she was appointed by the then Dist Collector, Adilabad on 28-2-1992 as Grade-I Matron (Hostel Welfare Officer) in the SC Girls Hostel, Utnoor, that she has filed Revision Petition before the Tribal Welfare Department, Secretariat challenging the order of the Commissioner & Director of Tribal Welfare, Hyderabad, dt.26-4-2008 modifying the punishment of the stoppage of two annual Grade increments without cumulative effect; that the said revision was filed in the month of June 2008, that since then she has not yet received any notice for the date of hearing of his Revision; and that she has approached the Hon'ble High Court and filed W.P.No.1407/2009 praying the Hon'ble High Court for a direction to the Government to consider her Revision and to pass appropriate orders.

2. In the reference 1st read above, the Project Officer, ITDA, Utnoor has imposed a penalty of stoppage of two annual grade increments with cumulative effect against Smt. PNB Laxmi. In the reference 2nd read above, the Director of Tribal Welfare, Hyderabad has issued orders modifying the penalty of "stoppage of two annual grade increment with cumulative effect" to that of "stoppage of two annual grade increments without cumulative effect". Aggrieved by these orders, Smt PNB Laxmi, ATWO, has filed a Revision Petition before the Government.

3. The Government after careful examination of the Revision Petition filed by Smt PNB Laxmi, ATWO, Mulugu, Warangal District, gravity of charges, explanation offered by the petitioner, findings of Enquiry Officer with reference to the material evidence available on record observed that the Enquiry Officer selectively confined to the finding on each charge that her explanation was not satisfactory and hence all the charges were held proved, is without any substantiation and violation of provision under Sub Rule 18 (i) (c) of Rule 20 of APCS & CCA Rules, 1991; and that the other finding that cooperation and coordination was lacking from HWOs cannot be attributed to the petitioner alone and instead the non-cooperative HWOs ought to have been dealt with. The contention of the petitioner to the main charge is that the HWO informed about the incident lately as it took place at the native village of the student. Therefore, Government, hereby allow the Revision Petition and set aside the punishment imposed by the Project Officer, ITDA., Utnoor in Proceedings Rc.No.D1/1836/2006, dt.18-1-2007 and also orders of Director of Tribal Welfare, Hyderabad, Hyderabad, in Rc.No.K1/157/08, dt.26-4-2008.

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4. The Director of Tribal Welfare, Hyderabad shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K. TIGIDI
PRINCIPAL SECRETARY TO GOVERNMENT (TW)

To

Smt. PNB Laxmi, ATWO., Mulugu, Warangal District.
through Director of Tribal Welfare, Hyderabad.

The Director of Tribal Welfare, Hyderabad, (with original record of
Director of Tribal Welfare, Hyderabad, vide D.Dis.No.K1/157/08,
consisting CF pps 1 – 28 pages and NF pps 1 – 5 and the original
records of the Office of the DTWO., Utnoor, of D.No.D1/1836/2006
(consisting of CF pages 1 – 179 and NF pages 1 – 16) and
File No.D1/1836/2006-II (consisting of CF pages 1 – 33 and NF pages 1 – 7)

Copy to:-

The P.S. to Minister (TW & RIAD)

The P.S. to Principal Secretary to Government (TW)

SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER